

Docket No. 046301-053000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Heidari, et al.

Serial No.: 10/067,496

Filed: February 4, 2002

For: METHOD AND SYSTEM FOR
IMPLEMENTING A SYSTEM
ACQUISITION FUNCTION FOR USE
WITH A COMMUNICATION DEVICE

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OFFICE OF PETITIONS

Group Art Unit: 2611

Examiner: Don Nguyen Vo

Confirmation No.: 8340

Date: November 20, 2007

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for First Class Mail in an envelope addressed to: Mail Stop: Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, or being facsimile transmitted to the USPTO at (571) 272-0025, on November 20, 2007.

Signature: _____

Name: _____ Aaron Hokamura

PETITION TO WITHDRAW APPLICATION
FROM ISSUE UNDER 37 CFR § 1.313(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby request that the above-identified application be withdrawn from issue pursuant to 37 C.F.R. § 1.313(c)(2) for consideration of a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 and an Information Disclosure Statement (IDS) filed concurrently herewith. The IDS discloses references from an international search report from 2003. Applicants learned after filing the issue fee that the search report references had been previously submitted by Applicants' prior attorneys in an IDS in 2003 which listed the wrong application serial number. As a result, Applicants discovered that the 2003 IDS and the search report references were never entered into the record for this case or considered by the Examiner in this case. Therefore, this Petition is being submitted along with an RCE and IDS in order to have the references considered by the Examiner.

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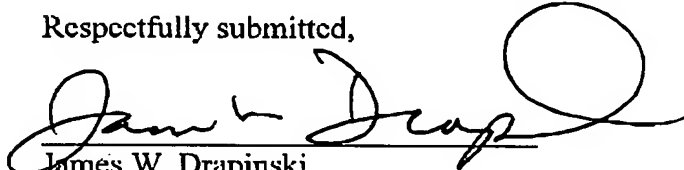
Serial No. 10/067,496

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The Commissioner is authorized to charge any fees which may be required (except payment of the issue fee), or credit any overpayment, to Deposit Account No. 50-3557.

Respectfully submitted,

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NOV 24 2007
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